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10 Attorney for: CHERYL LYNN MATHISON  
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12 UNITED STATES DISTRICT COURT  
13 DISTRICT OF NEVADA  
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17 UNITED STATES OF AMERICA,  
18 Plaintiff,  
19 vs.  
20 CHERYL LYNN MATHISON,  
21 Defendant.  
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23 Case No.: Case No.: 2:14-mj-768-VCF  
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25 **STIPULATION TO CONTINUE**  
**BENCH TRIAL**  
(First Request)

26 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United  
27 States Attorney, and Nadia Janjua Ahmed, Assistant United States Attorney, counsel for the United  
28 States of America, and Rene L. Valladares, Federal Public Defender, and Monique Kirtley, Assistant  
Federal Public Defender, counsel for CHERYL LYNN MATHISON, that the BENCH TRIAL  
currently scheduled on Wednesday, March 4, 2015 at 9:00 a.m. , be vacated and be continued to a  
date and time convenient to the Court, but no earlier than thirty (30) days.

29 This Stipulation is entered into for the following reasons:  
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31 1. The defendant is not in custody and agrees with the need for the continuance.  
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33 2. Despite their best efforts and due diligence, defense counsel need additional time  
34 to prepare for trial.  
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36 3. Additionally, denial of this request for continuance could result in a miscarriage of  
37 justice. The additional time requested by this Stipulation is excludable in computing the time within  
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1 which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States  
2 Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code §§  
3 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

4 This is the first request for a continuance of the Bench Trial.

5  
6 DATED: February 27, 2015

7 RENE L. VALLADARES  
8 Federal Public Defender

DANIEL G. BOGDEN,  
United States of Attorney

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10 By: /s/ Monique Kirtley \_\_\_\_\_  
11 MONIQUE KIRTLEY  
Assistant Federal Public Defender

By: /s/ Nadia Janua Ahmed \_\_\_\_\_  
NADIA JANJUA AHMED  
Assistant United States Attorney

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1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

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4 UNITED STATES OF AMERICA,

Case No.: 2:14-mj-932-VCF

5 Plaintiff,

6 vs.

FINDINGS OF FACT, CONCLUSIONS OF  
LAW, AND ORDER

7 CHERYL LYNN MATHISON,

8 Defendant.

9 **FINDINGS OF FACT**

10 Based on the pending Stipulation of counsel, and good cause appearing therefore,  
11 the Court finds that:

- 12 1. The defendant is not in custody and agrees with the need for the continuance.  
13 2. Despite their best efforts and due diligence, defense counsel need additional time to  
14 prepare for trial.  
15 3. Additionally, denial of this request for continuance could result in a miscarriage of  
16 justice. The additional time requested by this Stipulation is excludable in computing the time within  
17 which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States  
18 Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code §§  
19 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

20 This is the first request for a continuance of the Bench Trial.

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22 **CONCLUSIONS OF LAW**

23 The ends of justice served by granting said continuance outweigh the best interest of the  
24 public and the defendant in a speedy trial, since the failure to grant said continuance would be likely  
25 to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity  
26 within which to be able to effectively and thoroughly prepare for trial, taking into account the  
27 exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, title 18, United States Code, Section 3161(h)(7)(A), when the considering the facts under Title 18, United States Code, §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

## ORDER

IT IS THEREFORE ORDERED that the Bench Trial currently scheduled on Wednesday, March 4, 2015 at 9:00 a.m., be vacated and continued to April 8, 2015 \_\_\_\_\_ at the hour of 9:00 a.m., in courtroom 3D.

10 DATED this 27th day of February, 2015.

Carla S. Stach  
UNITED STATES MAGISTRATE JUDGE